

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/834,241 Confirmation No.: 5836
Applicant : Uwe Sperling
Filed : April 12, 2001
TC/A.U. : 2877
Examiner : Tu T. Nguyen

Docket No. : 33398
Customer No. : 000116

**Notice of Loss of Entitlement to Small Entity Status
and Deficiency Fee Payment Under 37 USC § 1.28(c)**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This patent application, which is set to issue April 11, 2006 under Patent No. 7,027,160, was originally filed claiming small entity status. Entitlement to small entity status was established at that time in good faith, and all subsequent fees were paid at the small entity rate in good faith. However, it has since been discovered that entitlement to small entity status was established in error, and that this application is not entitled to small entity status. Accordingly, enclosed is a check for \$2,112 to make up the deficiency between all the fees that have been paid in this application at the small-entity rate, and the current non-small-entity rates for all those fees.

All fees for which a deficiency payment is due (and covered by the enclosed check) are itemized in table 1 below in accordance with 37 CFR § 1.28(c)(ii):

04/11/2006 TBESHAH2 00000127 09834241

01 FC:1501
02 FC:1461

1400.00 OP
280.00 OP

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Steven J. Solomon

Name of Attorney for Applicant(s)

April 5, 2006

Date

Signature of Attorney

04/11/2006 AWONDAF1 00000025 09834241

01 FC:1001
02 FC:1202
03 FC:2251

790.00 OP
850.00 OP
60.00 OP

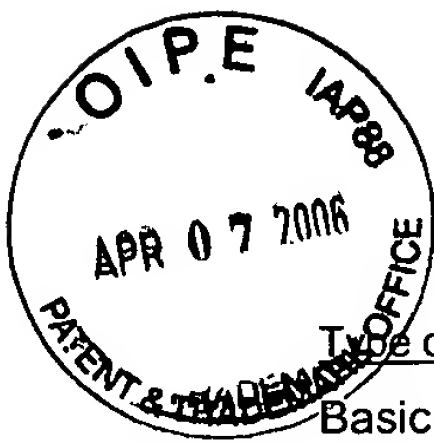


Table 1

<u>Type of Fee</u>	<u>Amount paid</u>	<u>Date Paid</u>	<u>Current Rate for Non-Small-Entity</u>	<u>Fee Deficiency</u>
Basic filing fee	\$355	4/12/2001	\$1,000*	\$655
Extra-claim fee (17 claims over 20)	\$153	4/12/2001	\$850 (\$50 per claim)	\$697
One-month extension of time	\$60	11/7/2005	\$120	\$60
Issue Fee	\$700	1/26/2006	\$1,400	\$700
Total Fee Deficiency Owed =				\$2,112

*Includes the current Basic Filing Fee, Search Fee and Examination Fee, all at the non-small-entity rate.

It is requested the enclosed fee deficiency payment be accepted, and that the erroneous establishment of entitlement to small-entity status for the above-captioned application be excused pursuant to 37 CFR § 1.28(c).

If any further fees are required by this communication which are not covered by an enclosed check, please charge such fees to our Deposit Account No. 16-0820, Order No. 33398.

Respectfully Submitted,
PEARNE & GORDON LLP

By


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Date: April 5, 2006